

1 EDMUND G. BROWN JR., Attorney General
of the State of California
2 ARTHUR D. TAGGART,
Supervising Deputy Attorney General
3 LESLIE A. BURGERMYER, State Bar No. 117576
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550
Telephone: (916) 324-5337
6 Facsimile: (916) 327-8643

7 Attorneys for Complainant

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No.

2009-45

13 **LISA MARIE WYNTON**
2017 Egret Road
West Sacramento, CA 95691

ACCUSATION

14 Registered Nurse License No. 510366

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation
20 solely in her official capacity as the Executive Officer of the Board of Registered Nursing
21 ("Board"), Department of Consumer Affairs.

22 2. On or about April 6, 1995, the Board issued Registered Nurse License
23 Number 510366 to Lisa Marie Wynton ("Respondent"). Respondent's license will expire on
24 May 31, 2010, unless renewed.

25 ///

26 ///

27 ///

28 ///

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

- 2
- 3
- 4
- 5

6
7
8
9
10

11

12

13

14

15

16

17

18

19

21
22
23

25
26
27

28

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

2
3
4
5
6
7
8

9

10
11
12
13

14

15

16
17
18

19
20
21
22
23
24
25
26
27
28

1 b. On or about October 4, 2007, in the criminal proceeding titled *People v.*
2 *Lisa Marie Wynton* (Super. Ct. Sacramento County, 2007, No. 07T04101), Respondent was
3 convicted by the Court on her plea of *nolo contendere* to one misdemeanor count in violation of
4 Vehicle Code ("V.C.") section 23103.5 [reckless driving]. Respondent was originally charged
5 with one misdemeanor count in violation of V.C. section 23152, subdivision (a) [driving under
6 the influence of alcohol or drugs], however, she was convicted of the lesser offense of Vehicle
7 Code section 23103.5 based on a plea agreement. The incident on which the conviction is based
8 occurred on approximately July 21, 2007.

9 **SECOND CAUSE FOR DISCIPLINE**

10 **(Use of Alcoholic Beverages to an Extent or in a**
11 **Manner Dangerous or Injurious to Self or Others)**

12 10. Respondent is subject to disciplinary action pursuant to Code section
13 2761, subdivision (a), on the grounds of unprofessional conduct, as defined by Code section
14 2762, subdivision (b). On or about July 21, 2007, Respondent used alcoholic beverages to an
15 extent or in a manner dangerous or injurious to herself, others, and the public, as set forth in
16 paragraph 9(b) above.

17 **THIRD CAUSE FOR DISCIPLINE**

18 **(Conviction Related to the**
19 **Consumption of Alcoholic Beverages)**

20 11. Respondent is subject to disciplinary action pursuant to Code
21 section 2761, subdivision (a), on the grounds of unprofessional conduct, as defined by Code
22 section 2762, subdivision (c). On or about October 4, 2007, Respondent was convicted of a
23 criminal offense involving the consumption of alcoholic beverages, as set forth in paragraph 9(b)
24 above.

25 ///

26 ///

27 ///

28 ///

1 **PRAYER**

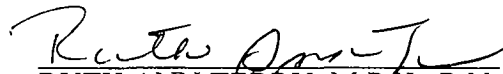
2 **WHEREFORE**, Complainant requests that a hearing be held on the matters
3 herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

4 1. Revoking or suspending Registered Nurse License No. 510366, issued to
5 Lisa Marie Wynton;

6 2. Ordering Lisa Marie Wynton to pay the Board of Registered Nursing the
7 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
8 Professions Code section 125.3; and

9 3. Taking such other and further action as deemed necessary and proper.

10
11 DATED: 9/8/08

12 
13 RUTH ANN TERRY, M.P.H., R.N.
14 Executive Officer
15 Board of Registered Nursing
16 Department of Consumer Affairs
17 State of California
18 Complainant
19
20
21
22
23
24
25
26
27
28